

**THE LOUISIANA STATE
BOARD OF MEDICAL EXAMINERS**

**MINUTES
OF
MEETING**

**FEBRUARY 11, 2019
NEW ORLEANS, LOUISIANA**

A meeting of the Louisiana State Board of Medical Examiners, pursuant to lawful notice, was convened and called to order at 8:30 a.m., Monday, February 11, 2019, by order of the President, at the offices of the Board, 630 Camp Street, New Orleans, Louisiana.

Board Members present as follows:

Christy Lynn Valentine, M.D., President
Roderick V. Clark, M.D., Vice-President
Joseph Kerry Howell, M.D., Secretary-Treasurer
Kweli J. Amusa, M.D.
Rita Y. Horton, M.D.
Kim S. Sport, JD
James A. Taylor, Jr., M.D.
Terrie R. Thomas, M.D.

Board Member absent as follows:

Lester Wayne Johnson, M.D.
Daniel K. Winstead, M.D.

The following members of the Board's staff were present:

Vincent A. Culotta, Jr., M.D., Executive Director
Lawrence H. Cresswell, DO, JD, Director of Investigations
Jennifer Stoller, Attorney, General Counsel
James H. Hritz, Compliance Counsel

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

**Minutes of Meeting
February 11, 2019**

Aloma James, Director of Licensure
Jacintha Duthu, Administrative Program Specialist
Rita L. Arceneaux, Confidential Executive Assistant

Legal counsel to the Board was present as follows:

Philip O. Bergeron
Michael G. Bagneris (Ret)

Members of the public present as follows:

List attached

1. **Minutes of January 14, 2019 Meeting.** The Board reviewed the minutes of its meeting held January 14, 2019. On the motion of Dr. Clark, duly seconded by Dr. Amusa and passed by unanimous voice vote, the Board approved the minutes of the meeting with all necessary corrections.
2. **Status Report on Action Items of Prior Board Meetings; Report on Assignments to Counsel.** The Board noted the action items as assigned to staff and counsel from previous meetings.
3. **Rulings and Advisory Opinions; Physician Assistants; Scope of Practice; Interpretation of X-Rays.** The Board reviewed the request received from Lyn S. Savoie, Attorney, Benton, Benton & Associates, asking the Board for an Advisory Opinion and/or Statement of Position on the ability of physician assistants to interpret x-rays without physician confirmation. Following review and discussion, it was the consensus of the Board to seek input from its Physician Assistant Advisory Committee.
4. **Rulings and Advisory Opinions; Confirmation of Prior Advisory Opinion.** The Board reviewed the request from staff asking whether the advisory opinion rendered November 22, 2011 remains a valid expression of its views. The opinion stated that in the usual course of professional practice a physician's personal evaluation is to precede the issuance of every controlled substance prescription. Following review and discussion, it was the consensus of the Board to have staff draft a revised/updated advisory opinion on this matter for review at a subsequent meeting of the Board.
5. **Communication and Information; Personal Appearance; Lisa Robin, Chief Advocacy Officer; Marshall E. Smith, Executive Director, Interstate Medical Licensure Compact, Federation of State Medical Boards.** At the Board's request, Lisa Robin, Chief Advocacy Officer, Federation of State Medical Boards, Inc., and Marshall E. Smith, Executive Director, Interstate Medical Licensure Compact Commission, gave a presentation on the Interstate Medical Licensure Compact ("IMLC"). Mr. Smith explained the IMLC is available to qualified physicians to streamline the licensure process for those who wish to practice in multiple

states. Mr. Smith stated that U.S. citizenship is not a requirement for licensure that differs from the requirement in Louisiana and further explained that states cannot add or delete qualifications from the IMLC. Membership in the IMLC must be an act of the Legislature to join and/or opt out. Senator Barrow Peacock, District 37, Shreveport-Bossier, asked whether physicians licensed through the IMLC can practice in Louisiana without the Board knowing and was informed that in a perfect world they should not be able to practice in any state without that state being aware. Following their dismissal, it was the consensus of the Board to support the concept of the IMLC and to await the outcome of the legislative session.

6. Communication and Information; Louisiana Paraprofessionals and Allied Health Staff. The Board reviewed correspondence received from N.P., a Member of the AOA, asking the Board and the Louisiana State Board of Optometry to grant ophthalmic technicians and certified para optometric professionals the ability to perform refractions for their patients independently. Following review and discussion, it was the consensus of the Board to advise N.P., that this was outside the jurisdiction of the Board.

7. General Administrative Matters; President's Report. The Board received the report of its President on her activities since the last meeting of the Board. Dr. Valentine reported on her presentation at the Louisiana Association of Medical Psychologists Conference held January 26, 2019. She also reported she would be speaking at the Louisiana Medical Association's Conference scheduled for May 2019.

8. General Administrative Matters; Executive Director's Report. The Board received the report of its Executive Director on his activities since the last meeting of the Board. No further action was required or taken on this matter.

9. General Administrative Matters; Prescription Monitoring Program ("PMP") Advisory Council. The Board received the report of the quarterly meeting of the PMP Advisory Council held January 10, 2019 in Baton Rouge. No further action was required or taken on this matter.

10. General Administrative Matters; Louisiana Psychiatric Medical Association. The Board reviewed the communication received from Kathleen Crapanzani, M.D., MACM, President, Louisiana Psychiatric Medical Association. Specifically, they were concerned about certain questions asked on the initial and renewal application implicating mental health and/or substance abuse issues that they felt does not comply with the Americans with Disabilities Act. Following review and discussion, on the motion of Dr. Horton, duly seconded by Ms. Sport, and passed by unanimous voice vote, the Board approved making the necessary changes to the initial and renewal application to address this matter.

11. General Administrative Matters; Medical Marijuana Guidance. The Board reviewed the draft of the Therapeutic Marijuana Guidance offering guidance to physicians on the use of medical marijuana. Following review and discussion, on the motion of Dr. Clark, duly seconded by Dr. Howell, and passed by unanimous voice vote, the Board approved the Medical Marijuana Guidance for publication on the website and dissemination to all physicians.

12. General Administrative Matters; Personal Appearance; William "Beau" Clark, M.D., FACEP, D-ABMDI, Coroner, East Baton Rouge Parish. William "Beau" Clark, M.D., appeared before the Board to discuss death certificates. Dr. Beau Clark explained the definition of death and who has the ability to sign death certificates. He further explained that role of the coroner

and who is responsible for the pronouncement of death. Dr. Beau Clark also discussed the Physician Emergency Certificate ("PEC") as well as the Coroner's Emergency Certificate ("CEC") and advised that this information is available on their website at www.ebrcoroner.com. During his appearance, it was determined that Dr. Beau Clark and Dr. Culotta should collaborate to educate physicians and the public by providing this information on the website as well as through e-mail blasts.

13. General Administrative Matters; Office-Based Surgery; Follow-up. The Board reviewed a follow-up report prepared by staff regarding the Office-Based Surgery rules as they relate to epidural steroid injections and the use of sedation or anesthesia in the office based setting. Following review and discussion, on the motion of Dr. Clark, duly seconded by Ms. Sport, and passed by unanimous voice vote, the Board voted to amend the Office-Based Surgery rules to change the definition of "surgery" and in the interim to draft an advisory opinion on office-based surgery expressing its opinion.

14. General Administrative Matters; Personal Appearance of Licensure Applicants. The Board received the report of the Ad-Hoc Committee on the evaluation of personal appearance of applicants for licensure before a Board member. Following review and discussion, on the motion of Dr. Howell, duly seconded by Dr. Thomas and passed by unanimous voice vote, the Board voted to amend the rules to eliminate the requirement of a personal appearance before a Board member.

15. General Administrative Matters; Financial Reports. The Board reviewed the Income Statement for the 2018 calendar year. No further action was required or taken on this matter.

16. Rules and Regulations.

a. **Final Rules/Amendments:** None published since the last meeting of the Board.

b. **Rules/Amendments; Noticed for Intent to Adopt: Acupuncture:** Pursuant to the Board's request, a rulemaking effort commenced to amend the acupuncture rules, to accommodate several changes in the law resulting from Act 93 (HB 421, Rep. Leger) of the 2018 Regular Session of the Legislature. In conformity with Act 93, the proposed changes: (i) update the licensure qualifications for acupuncturists; (ii) remove the requirement that acupuncturists have a relationship with a referral physician, who practices at a physical practice location in this state, for referrals and any follow-up care which may be necessary; and (iii) make associated or necessary changes to the rules. The Acupuncture Advisory Committee ("Committee") reviewed a draft of the rules prepared by staff and Counsel. The Committee offered additional changes with respect to CME for licensure renewal. These changes were incorporated into a revised draft that was presented for review by the Board. Following review at its October 2018 meeting, the Board approved providing *Notice of Intent* to adopt the amendments. The *Notice of Intent* appeared in the December 2018 edition of the *Louisiana Register*. Following publication of the *Notice of Intent*, the Board did not receive a request for a public hearing or any written comments. On the motion of Dr. Clark, duly seconded by Ms. Sport and passed by unanimous voice vote, the Board voted to adopt and promulgate the amendments by and upon publication in the *Louisiana Register*. Pending approval by the Occupational Licensing Review Commission ("OLRC") and review by the Legislative Oversight Committee, it is anticipated that the amendments will appear in the April or May edition of the *Louisiana Register*. **Genetic Counselors:** Pursuant to the Board's request, a

rulemaking effort commenced to develop rules for Genetic Counselors, to accommodate the new law contained in Act 593 (HB 753, Rep. Stokes) of the 2018 Regular Session of the Legislature, which established this category of health care providers under the Board's jurisdiction. Staff and counsel developed a draft of set rules and forwarded the draft to the Genetic Counselors Advisory Committee for review. The Committee approved the draft and requested additional changes relative to CME renewal. At its October 2018 meeting, the Board approved providing a *Notice of Intent* to adopt the new rules. The *Notice of Intent* appeared in the December 2018 edition of the *Louisiana Register*. Following publication of the *Notice of Intent*, the Board did not receive a timely request for a public hearing but did receive written comments for one commenter. At its February 2019 meeting, the Board considered the comments submitted by the Genetic Counselors Advisory Committee concerning the intent of the law as to the need for a collaborating physician for every licensee rather only by those engaged in the function identified in R.S. 37:1360.103B. Following review and discussion, on the motion of Dr. Clark, duly seconded by Dr. Horton and passed by unanimous voice vote, the Board voted to make substantive changes to the proposed rules previously noticed (require a CP for those licensees who engage in R.S. 37:1360.103B) and, in the interim, conform its application attestation to capture the revisions. It is anticipated that the proposed substantive changes will be presented to the Board at its March 2019 meeting.

Physician Assistants: Pursuant to the Board's request, a rulemaking effort was commenced to accommodate several changes in the law resulting from Act 475 (SB 528, Sen. LaFleur) of the 2018 Regular Session of the Legislature. The advisory committee reviewed a draft set of rules. In conformity with the law, the proposed changes: (i) increase from 4 to 8 the number of PAs for whom a physician may serve as the primary supervising physician; (ii) restate and clarify the physician assistant qualifications for PA prescriptive authority previously contained in the law; (iii) remove any qualifications for PA prescriptive authority other than those set forth in Act 475; and (iv) make associated or necessary changes to the rules. In addition, because PAs are the only category of providers licensed by the Board whose rules do not contain a penalty for late renewal/reinstatement, the proposed changes include such a penalty. The Committee approved the draft rules. Following review and discussion, at its October 2018 meeting, the Board voted to provide *Notice of Intent* to adopt the amendments. The *Notice of Intent* appeared in the December 2018 edition of the *Louisiana Register*. Following publication of the *Notice of Intent*, the Board did not receive a request for a public hearing or any written comments. On the motion of Dr. Howell, duly seconded by Dr. Clark and passed by unanimous voice vote, the Board voted to adopt and promulgate the amendments by and upon publication in the *Louisiana Register*. The OLRC advised that its approval was not required due to publication in the December 2018 edition of the *Louisiana Register*. It is anticipated that the amendments will appear in the April edition of the *Louisiana Register*.

c. **Rules/Amendments Under Development: Physician Compounding Medication:** At its December 2014 and January 2015 meetings, the Board reviewed Emergency Rules adopted by the Louisiana Board of Pharmacy to reflect certain changes in federal law concerning compounded medication. Following review and discussion, the Board elected to undertake a rulemaking effort as to physicians who compound medication in order to insure consistency with federal and state law and regulations. A draft will be presented for initial review and consideration in due course.

Physician Advertising; Board Certification: At its March 2015 meeting, the Board determined to undertake a rulemaking effort to establish a process for its approval of certifying boards, alternative to the ABMS and AOA, for purposes of physician advertising of *Board Certification*. The Board directed

that a draft be prepared and presented for review and approval. In conformity with the Board's direction, a draft was presented for initial review and discussion at the April 2015 meeting. At its May 2015 meeting, the Board approved publication of a *Notice of Intent* to adopt the rule amendments in the *Louisiana Register*. An additional word change was discussed and pre-notice input was received from interested parties. Following review and discussion, the Board elected to defer this effort to allow further consideration and input by other stakeholders. Inasmuch as further input had not been received, it was the consensus of the Board to write to several interested parties to ask for their input by the May meeting of the Board. During the May 2016 meeting, the Board reviewed the additional information submitted by the various stakeholders and entertained brief presentations by interested parties. Following discussion, the Board voted to defer action on this rule-making effort pending further review and voted to designate a Special Committee consisting of individuals recommended by the deans of the state's medical schools and a former Board member, to provide information on the processes involved in the accreditation of physician post-graduate training. During its January 2017 meeting, the Board received the committee's input. Following discussion, the Board requested certain changes to the draft previously appearing on its agenda, along with additional information for its consideration. Following further discussion and consideration at its April 2017 meeting, the Board voted to provide *Notice of Intent* to adopt Draft 2(A). During the March 2018 meeting, the Board determined to defer moving forward to the next step of the rulemaking process until it had an opportunity to further explore and consider all other available options, as well as the outcome of a bill introduced in this session of the Louisiana Legislature that would remove its jurisdiction to act in this matter (See SB 186). **Physicians; Licensure:** Amendments to the physician licensure rules as suggested by staff was presented for initial review and discussion to update generally for consistency with current standards and make other substantive and technical modifications made necessary by the passage of time and current practices. Following review and discussion at its January 2018 meeting, the Board suggested proceeding slowly with the proposed changes to consider how such changes may affect other Sections of the rules. In the interim, the Board approved moving forward with the suggested amendment to §417B to clarify that a renewal reminder would be mailed to licensees in lieu of an actual application. **Physicians; Complaints and Investigations:** – Pursuant to the Board's request, a rulemaking effort is being commenced to conform its rules on complaints and investigations to various changes in the law resulting from Act 599 (HB 778, Rep. K. Jackson) of the 2018 Regular Session of the Legislature. A draft was presented for initial review and consideration. Following review and discussion at its October 2018 meeting, it was the consensus of the Board to provide a preview draft to various stakeholders prior to providing *Notice of Intent* to adopt the amendments. Following a report that there had been no negative feedback from the various stakeholders, at its December 2018 meeting, the Board voted to provide *Notice of Intent*. Following review and discussion, the President requested that the rule effort be delayed to consider the assessment of fees in administrative disciplinary proceedings. **Therapeutic Marijuana:** Pursuant to the Board's request, a rulemaking effort has been commenced to accommodate several changes in the law resulting from Acts 496 (HB 627, Rep. Lyons) and 708 (HB 579, Rep. James) of the 2018 Regular Session of the Legislature. In conformity with the law, the proposed changes: (i) add various conditions to the definition of a *debilitating medical condition*, for which therapeutic marijuana may be recommended by a physician; and (ii) clarifies two provisions in conformity with the Board's prior advice (e.g., 7705A.5, 7714A.4). The draft also highlighted several provisions that were the subject of a request for rule making, which the Board denied/deferred pending the

conclusion of the 2018 legislative session. During the September 2018 meeting, the Board reviewed the proposed amendments and gave consideration to the items noted in a request for rulemaking. Following discussion and comment from numerous members of the public, the Board voted to adopt a number of proposed amendments including (i) to include post-traumatic stress disorder and chronic/intractable pain as debilitating medical conditions, given their addition to the law by Act 709 of the 2018 Regular Session of the Legislature (7705A) See: definition of *Debilitating Medical Condition*; (ii) eliminate the 100 patient limit (impose no limit) on the number of patients for whom a physician registered with the Board may recommend therapeutic marijuana (7707A.2, 7709B.); (iii) remove the requirement that the physician re-examine the patient at intervals not to exceed 90 days and instead leave the frequency of follow-up examinations to the judgment of the treating physician (7717A.6); adopt other changes made necessary for conformity with the law and consistency with prior Board advice. Given that requirement of the law that defines a recommendation for therapeutic marijuana to be an “order from a physician...authorized by the Board to recommend medical marijuana that is patient-specific and disease-specific”, the Board did not modify the rule requirements relative to form, amount, dosage and instruction for use (7721A.4: 7729D). In addition, the Board suggested additional amendments to the rules for conditions associated with autism spectrum disorder (Act 496 of the 2018 Regular Session) for review. Following review and discussion at its October 2018 meeting, it was the consensus of the Board to defer providing *Notice of Intent* to adopt the amendments until it had further opportunity to consider and explore the amendment to certain new definitions made necessary by Act 496. Upon further consideration and discussion at its December 2018 meeting, the Board voted to (i) revise the definitions for “consult or consultation” and “pediatric subspecialist”; (ii) in response to a request for clarification by the Louisiana Hospital Association, amend the definition of “Bona-Fide Physician-Patient Relationship” (7705A) to eliminate the unintended consequences of in-person examinations conducted at locations other than a physician’s physical practice location, which are contained in the physician’s registration with the Board; and (iii) provide *Notice of Intent* to adopt all of the proposed amendments following approval from the OLRC. Publication of the *Notice of Intent* is anticipated in the April 2019 edition of the *Louisiana Register*. **Physician; Fellowship Training Permit:** Pursuant to the Board’s request, a rulemaking effort has been undertaken to amend its rules to provide for a short-term training permit that would accommodate fellowship training that is not accredited by the ACGME, that is offered by a Louisiana medical school or major teaching hospital with an underlying ACGME accredited residency training program in the same specialty as the fellowship. The Board reviewed a draft of the rules presented for review and discussion. Following review and discussion at its October and December 2018 meetings, it was the consensus of the Board to provide a preview draft to various stakeholders. After receiving the report from various stakeholders, on the motion of Dr. Clark, duly seconded by Dr. Taylor and passed by unanimous voice vote, the Board voted to provide a *Notice of Intent* to adopt the rules and to submit to the OLRC for approval. **Telemedicine:** At its December 2018 meeting, the Board considered a request for clarification of the “in-state” requirement contained in .7505C of its telemedicine rules for consistency with the law and so that, as applied, it would not inadvertently impact physicians from prescribing medication or other health care services to their patients who may be vacationing or temporarily outside of Louisiana to the extent that such are permitted in other jurisdictions. Following review and discussion at its December 2018 meeting, the Board voted to amend .7505C., of the rules by deleting the words “in this state: and provide *Notice of Intent* to adopt the amendment

in the *Louisiana Register*. Publication of the *Notice of Intent* is anticipated in the April 2019 edition of the *Louisiana Register*.

17. Public Comments. The President asked if anyone from the public had questions and/or any further comments. Hearing none the public session concluded.

[18.] Minutes of January 14, 2019 Executive Sessions. On the motion of Dr. Clark, duly seconded by Dr. Horton and passed by unanimous voice vote, the Board convened in executive session to review the minutes of its executive sessions conducted during the meeting of January 14, 2019. Following review and discussion, the Board resumed in open session. On the motion of Dr. Clark, duly seconded by Dr. Horton and passed by unanimous voice vote, the Board approved the minutes of the executive sessions conducted during its meeting of January 14, 2019 with any necessary corrections.

[19.] Personal Appearances/Docket Calendar. On the motion of Ms. Sport, duly seconded by Dr. Thomas, and passed by unanimous voice vote, the Board convened in executive session, to review the calendar of personal appearances and docketed hearings, as matters relating to the character and professional conduct of a licensee and allegations of misconduct, La. Rev. Stat. 42:17 A(1), (4). No further action was required or taken on this matter.

[20.] Report on Pending Litigation. On the motion of Dr. Amusa, duly seconded by Dr. Thomas, the Board convened in executive session to receive the report of legal counsel on pending litigation to which the Board was a party, and the status of proceedings for judicial review of prior Board decisions, La. Rev. Stat. § 42:17A(2).

[21.] Investigative Matters; Personal Appearance; John Murray, U.S. Assistant Attorney; Special Agent David Gauthreaux. On the motion of Dr. Taylor, duly seconded by Dr. Thomas, and passed by unanimous voice vote, the Board convened in executive session, for the personal appearance of U.S. Assistant Attorney, John Murray and Special Agent David Gauthreaux, as a matter relating to the character and professional conduct of a licensee, and allegations of misconduct, La. Rev. Stat. §42:17A(1) and (4). Mr. Murray and Special Agent Gauthreaux appeared before the Board to present their proposal. Following their dismissal, the Board resumed in open session. On the motion of Dr. Taylor, duly seconded by Ms. Sport and passed by unanimous voice vote, the Board voted to take no action on their request at this time.

[22.] Investigative Reports. On the motion of Dr. Amusa, duly seconded by Dr. Clark, and passed by unanimous voice vote, the Board convened in executive session, to consider the investigative reports as a matter relating to the character and professional conduct of a licensee, and allegations of misconduct, La. Rev. Stat. §42:17A(1) and (4). Following review and discussion the Board resumed in open session. On the motion of Dr. Taylor, duly seconded by Ms. Sport and passed by unanimous voice vote, the Board made the following decisions:

- a. Consent Order: The following Consent Order was accepted:

Henry M. Evans, Jr., M.D., Docket No., 15-I-2227

- b. Consent Order: The following Consent Order was rejected:

Keith A. Buller, PA, Docket No., 17-I-1001

[23.] General Disciplinary Matters; Personal Appearance; Rosalind Annette Cropper, M.D.

On the motion of Dr. Taylor, duly seconded by Dr. Clark and passed by unanimous voice vote, the Board convened in executive session, for the personal appearance of Rosalind Annette Cropper, M.D., concerning a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat.§ 42:6.1A(1) and (4). Dr. Cropper appeared before the Board in connection with her request for reinstatement of her license to a full, unrestricted status, off probation. Following her dismissal, the Board resumed in open session. On the motion of Dr. Taylor, duly seconded by Dr. Howell and passed by unanimous voice vote the Board approved the request of Dr. Cropper for reinstatement of her license to a full, unrestricted status, off probation.

[24.] Investigative Reports. On the motion of Dr. Howell, duly seconded by Dr. Amusa, and passed by unanimous voice vote, the Board convened in executive session, to consider the investigative reports as a matter relating to the character and professional conduct of a licensee, and allegations of misconduct, La. Rev. Stat. §42:17A(1) and (4). Following review and discussion the Board resumed in open session. On the motion of Dr. Amusa, duly seconded by Dr. Howell and passed by unanimous voice vote, the Board made the following decisions:

- a. Administrative Complaints: The following Administrative Complaints were accepted and approved for scheduling of a formal hearing and pre-trial conference:

Docket No., 18-I-560
Docket No., 18-I-096
Docket No., 15-I-997
Docket No., 17-I-527¹

- b. Formal Investigation: The Board approved commencing a formal investigation in the following matter:

Investigation No., 15-424

- c. Formal Investigations: The Board approved an extension of 180 days to commence a formal investigation in the following matters:

Investigation No., 19-23	Investigation No., 18-678
Investigation No., 19-21	Investigation No., 18-444
Investigation No., 19-40	Investigation No., 18-965
Investigation No., 19-38	Investigation No., 18-968
Investigation No., 18-956	Investigation No., 18-905
Investigation No., 18-957	Investigation No., 18-909
Investigation No., 18-958	Investigation No., 18-547
Investigation No., 18-928	Investigation No., 18-898
Investigation No., 18-951	Investigation No., 18-915
Investigation No., 18-981	Investigation No.8 18-1014

¹ Dr. Horton recused herself from any and all participation in discussion and/or consideration of this matter.

Investigation No., 18-1010

d. Closed/Dismissed: The following matters were closed/dismissed:

File No., 18-I-660
File No., 18-I-429²
File No., 18-I-184
File No., 18-I-603³
File No., 18-I-750

e. Closed/Dismissed: The following matters were closed/dismissed with a Letter of Concern:

File No., 18-I-584⁴
File No., 18-I-868
File No., 17-I-253
File No., 18-I-593
File No., 16-I-208⁵⁶
File No., 15-I-1027
File No., 17-I-382

f. Interim Action: The Board approved the Interim Action that had been handled by the President:

Docket No., 18-I-982

g. Closed Complaints Cases: The Board reviewed the Closed Complaint Cases Report for the month of January 2019.

[25.] Professional Liability Report. On the motion of Dr. Howell, duly seconded by Dr. Thomas, and passed by unanimous voice vote, the Board convened in executive session to consider the report on professional liability cases reviewed since the last meeting of the Board as matters relating to the character and professional conduct of a licensee and allegations of misconduct, La. Rev. Stat. § 42:17A(1) and (4). No further action was required or taken on these matters.

26. Other Investigative Matters. The Board reviewed the request to add The NeuroMedical Center Clinic to the list of approved neuropsychological testing centers. Following review and

2 Dr. Clark recused himself from any and all participation in discussion and/or consideration of this matter.

3 Dr. Howell was opposed to this motion.

4 Dr. Taylor recused himself from any and all participation in discussion and/or consideration of this matter.

5 Dr. Clark recused himself from any and all participation in discussion and/or consideration of this matter.

6 Ms. Sport was opposed to this motion.

discussion, on the motion of Dr. Amusa, duly seconded by Dr. Clark, the Board approved adding The NeuroMedical Center Clinic to the list of approved testing centers.⁷

[27.] Licensure and Certification; Physicians and Surgeons; U.S./Canadian Medical Graduates. On the motion of Dr. Amusa, duly seconded by Dr. Clark and passed by unanimous voice vote, the Board convened in executive session to consider the non-routine application for licensure as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(1). Following review and discussion, the Board resumed in open session and on the motion of Dr. Howell, duly seconded by Dr. Clark and passed by unanimous voice vote, approved the following for licensure provided all requirements had been met:

Guillermo, Sanabria

[28.] Licensure and Certification; Other Licensure Matters; Continuing Medical Education Audit. On the motion of Dr. Horton, duly seconded by Dr. Thomas, and passed by unanimous voice vote, the Board convened in executive session to consider the other licensure matters, the continuing education audit as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(1). The Board reviewed the list of licensees who failed to provide documentation of continuing medical education as required by law. Following review and discussion, the Board resumed in open session. It was the consensus of the Board to defer action on this matter pending further review.

[29.] Personal Appearance/Docket Calendar; Formal Hearing, Dawn C. Sullivan, RRT. On the motion of Dr. Amusa, duly seconded by Dr. Clark, and passed by unanimous voice vote, the Board convened in executive session for the formal hearing in the matter of Dawn C. Sullivan, RRT, as a matter relating to allegations of misconduct and the character and professional conduct of a licensee, La.Rev.Stat. 42:17A(4) and (10) and to conduct an administrative hearing as provided by the Legislature in the Louisiana Administrative Procedure Act, La.Rev.Stat. 49:951, et. Seq.

30. Next Meeting of the Board. The President reminded the members that the next meeting of the Board was scheduled for March 18, 19, 2019.

I HEREBY CERTIFY that the foregoing is a full, true and correct account of the proceedings of the meeting of the Louisiana State Board of Medical Examiners, save for executive session of the Board conducted therein, held on February 11, 2019 and approved by the Board on the 18th day of March, 2019.

Witness my hand and seal of the Louisiana State Board of Medical Examiners this 18th

⁷ Drs. Howell and Taylor recused themselves from any and all participation in discussion and/or consideration of this matter.

**MINUTES OF MEETING
FEBRUARY 11, 2019**

day of March 2019.

Joseph Kerry Howell, M.D.
Secretary-Treasurer

Attest:

Christy Lynn Valentine, M.D.
President